

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

JAMES E. HUDSON and :  
DIROTHIEUS C. HUDSON, :  
plaintiffs, :  
vs. : CIVIL ACTION 04-0821-WS-M  
CARDWELL CORPORATION, :  
Defendant. :

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issue raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is ADOPTED as the opinion of this court. It is ORDERED that Plaintiff Dirothieus C. Hudson's claims be DISMISSED without prejudice for failure to prosecute and to obey the Court's Order. It is further ORDERED that Plaintiff James E. Hudson's claims will proceed in this action.

DONE this 25<sup>th</sup> day of August, 2005.

S/WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

JAMES E. HUDSON and  
DIROTHIEUS C. HUDSON, :  
  
Plaintiffs, :  
  
vs. : CIVIL ACTION 04-0821-WS-M  
  
CARDWELL CORPORATION, :  
  
Defendant. :

## JUDGMENT

It is ORDERED, ADJUDGED, and DECREED that Plaintiff Dirothieus C. Hudson's claims be DISMISSED without prejudice for failure to prosecute and to obey the Court's Order.

DONE this 25<sup>th</sup> day of August, 2005.

S/WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE